

\*E-Filed 5/20/13\*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

JAMES EARL HARVEY,

No. C 10-4891 RS (PR)

Plaintiff,

**ORDER OF DISMISSAL**

v.


R. DROWN, et al.,

Defendants.

The parties have settled this civil rights action. Pursuant to their stipulation of settlement, which the Court construes as containing a motion for voluntary dismissal (Docket No. 49), the action is DISMISSED. *See* Fed. R. Civ. P. 41(a)(1). As stipulated by the parties, this dismissal is WITH PREJUDICE. *See* Fed. R. Civ. P. 41(a)(1)(A)(ii). Plaintiff's motion to proceed *in forma pauperis* (Docket No. 42) is DENIED as moot. The Clerk shall terminate Docket Nos. 42 and 49, enter judgment in favor of defendants, and close the file.

**IT IS SO ORDERED.**

DATED: May 20, 2013

  
RICHARD SEEBORG  
United States District Judge

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